IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE SIXTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 21966 of 2004

Between:

B. Vasantha Rao,

S/o. Banya Nayak,
Electricity Revenue Office,

Jagtial, Karimnagar District.

..... PETITIONER

AND

1. A.P. TRANSCO,

   rep by its Managing Director,

   Vidyuth Soudha, Somajiguda,

   Hyderabad.

2 The Superintending Engineer

   (Operation) N.P.D.C.L.

   Karimnagar, Karimnagar District.

3 Asst. Accounts Officer,

   Electricity Revenue Office,

   Jagital Karimnagar District.

4 Chief Managing Director,

N.P.D.C.L., AP TRANSCO,

Warangal, Warangal District.

5 Chief General Manager (HRD)

Northern Power Distribution

Company of A.P. Ltd.
Corporate Office,

Warangal, Warangal District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to to issue an appropriate Writ, Order or direction, preferably one in the nature of Writ of Mandamus, declaring the Memo No. SE.OP.KNR.PO.JAO. ESTT.E.No. 15 D.No. 1490/2004, dated 3-11-2004 issued by the 2nd respondent as well as the show cause notice vide Memo.No.CGM(HRD)/GM(S)/AS(III)/J1/F.No.4609-D/04,dt 9-11-2004 issued by the 5th respondent as illegal, arbitrary and contrary to law and consequently direct the respondents herein to consider the case of the petitioner to the post of Junior Accounts Officer in one of the existing vacancies in AP TRANSCO in Karimnagar District, under S.T. Category, having regard to his qualification and experience forthwith;

Counsel for the Petitioner: MRC.RAJA SEKHAR REDDY

Counsel for the Respondents: MR.S.RAVINDRANATH

The Court at the admission stage, made the following :

THE HON'BLE MR JUSTICE K.C.BHANU

WRIT PETITION NO: 21966 of 2004

ORDER:

The learned counsel for the respondent-Corporation submitted a copy of the proceedings dated 01-12-2004 where under it is clearly stated that the Memo No.CGM(HRD)/GM(S)/AS.III/JI/F.No.4609-D/04, dtd.09-11-2004 stands closed.

2. Recording the same, the writ petition is disposed of. With regard to the Order dated 3-11-2004, it does not suffer from any incurable legal infirmities so as to call for interference by this Court. A person cannot be promoted to the post of Junior Accounts Officer unless he gets promoted as Upper Division Clerk. In this case, admittedly the writ petitioner is working as Lower Division Clerk. Therefore, the question of double promotion does not arise.

December 6, 2004

Note:

Issue C.C. in two days.

B/o.

Kvr

TO

1 The Managing Director,
A.P. TRANSCO,
Vidyuth Soudha, Somajiguda,
Hyderabad.

2 The Superintending Engineer
(Operation) N.P.D.C.L.
Karimnagar, Karimnagar District.

3 Asst. Accounts Officer,
Electricity Revenue Office,
Jagital Karimnagar District.

4 Chief Managing Director,
N.P.D.C.L., AP TRANSCO,
Warangal, Warangal District.

5 Chief General Manager (HRD)
Northern Power Distribution
Company of A.P. Ltd.
Corporate Office,
Warangal, Warangal District.

6 Two C.D. Copies.